# JUN 2 3 2004 P

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#### **Declaration for Patent Application**

[ ] Supplemental (37 C.F.R. §1.67)

As a named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed in the signatory page(s) commencing at page 2 hereof) of the subject matter which is claimed and for which a patent is sought on the invention entitled

|                      | Microenca                                       | psulation and Sus  | tained Release of Biologically Activ   | e Poly               | peptide             | es              |                    |                 |                 |
|----------------------|---|--|--|----------------------|---------------------|-----------------|--------------------|-----------------|-----------------|
| the spe              | ecification of which (c                         | heck one)  |  | ·                    |                     | <del>.</del>    |                    | ٥               |                 |
| []                   | is attached hereto.                             | ·  |  |                      |                     |                 |                    |                 |                 |
| [X]                  | was filed on Octobe                             | er 17, 2003 as Uni   | ted States Application Number 10/6   | 88,059               |                     |                 |                    |                 |                 |
| []                   | was filed on [PCT] assigned United Sta          | Filing Date] as PC ates Application N                            | T International Application No. [PC o. [ ]].   | T App                | l'n No.             | ] [0]           | PTIC               | )N ai           | ıd              |
| []                   | and was amended of                              | on [ ] (if applica   | ble).  |                      |                     |                 |                    |                 |                 |
| includ               | I hereby state that I ing the claims, as ame    | have reviewed an   | d understand the contents of the abodement referred to above.  | ve-ider              | ntified             | spec            | ificat             | ion,            |                 |
| §1.56, filing applic | , including for continudate of the prior applic | ation-in-part appli  | formation which is material to paten<br>cations, material information which<br>onal or PCT international filing date                             | became               | e availa            | able            | betwe              | en th           | R.<br>e         |
| United for pa        | entor's certificate, or o                       | of any PCT interna<br>sted below and ha-<br>ficate, or of any Po | ts under 35 U.S.C. 119 or 365 of an tional application which designated ve also identified below, by checkin CT international application having | at least<br>g the bo | one co<br>ox, any   | ountr<br>/ fore | y oth<br>ign a     | er tha<br>pplic | in the<br>ation |
|                      |   | <u>P</u> 1   | rior Foreign Application(s)  | N                    | ority<br>ot<br>imed |                 | Cert<br>Copy<br>ES | Filed           | ?<br>O          |
| (Num                 | ber)  | (Country)  | (Day/Month/Year filed)   | _ [                  | ]                   | [               | ]                  | [               | ]               |
| (Num                 | ber)  | (Country)  | (Day/Month/Year filed)   | [                    | ]                   | [               | ]                  | [               | ]               |
| (Num                 | ber)  | (Country)  | (Day/Month/Year filed)   | [                    | ]                   | [               | ]                  | [               | ]               |
|                      |   |  |  |                      |                     |                 |                    |                 |                 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| Full name of sole          |                        |                 |  |
|----------------------------|------------------------|-----------------|--|
| or first inventor          |                        |                 |  |
| Inventor's Signature       | off Ne Costa           |                 | _ Date <u>3/9/04</u>   |
| Residence 4KC 3/9/1        | 368 Winchester Street  |                 |  |
| - UK ( 3/9/54              | Newton, MA 02461       | Woodinville, WA | 98072  |
| Citizenship                | USA                    |                 |  |
| •                          |                        |                 |  |
| Full name of second joint  |                        |                 |  |
| inventor, if any           | Joyce M. Hotz          |                 | - Aller - Marie - Mari |
| Inventor's Signature       |                        |                 | Date   |
| Residence                  | 8219 Pinecone Court    |                 |  |
|                            | Cincinnati, OH 45249   |                 |  |
|                            |                        |                 |  |
| Mailing Address            | Same as above          |                 |  |
| Full name of third joint   |                        |                 |  |
| inventor, if any           | Edward W. Bobka        |                 |  |
| Inventor's Signature       |                        |                 | Date   |
| Residence                  | 3923 Rill Ct.          |                 |  |
|                            | Carlsbad, CA 92008     |                 |  |
| Citizenship                | USA                    |                 | <del></del>  |
| Mailing Address            | Same as above          |                 |  |
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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## **Declaration for Patent Application**

Supplemental (37 C.F.R. §1.67)

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| invento             | I believe I am the or<br>r (if plural names are<br>led and for which a pa | listed in the sign                                    | atory          | ventor (if only one nan<br>page(s) commencing at<br>evention entitled                                   | ne is listed<br>page 2 he | l) or a<br>ereof) | n origi<br>of the | nal,<br>subj | first a                | nd jo<br>atter | int<br>whic    |
|---------------------|---|---|----------------|---|---------------------------|-------------------|-------------------|--------------|------------------------|----------------|----------------|
|                     | Microenca   | psulation and Su                                      | staine         | d Release of Biologica  | lly Active                | Polyr             | eptide            | <u>s</u>     | <del></del>            |                |                |
| the spec            | cification of which (cl   | heck one)   |                |   |                           |                   |                   |              |                        |                |                |
| []                  | is attached hereto.   |   |                |   |                           |                   |                   |              |                        |                |                |
| [X]                 | was filed on Octobe   | er 17, 2003 as Un                                     | ited S         | tates Application Num   | ber 10/68                 | 8,059             |                   |              |                        |                |                |
| []                  | was filed on [PCT I assigned United Sta                                   |   |                | ernational Application  | No. [PCT                  | Appl              | 'n No.]           | <b>(O</b> )  | PTIO                   | N an           | ıd             |
| []                  | and was amended o   | n[](if applica  | able).         |   |                           |                   |                   |              |                        |                |                |
| includir            | I hereby state that I ag the claims, as amen                              |   |                | lerstand the contents of treferred to above.  | f the above               | e-iden            | tified s          | pec          | ificatio               | on,            |                |
| §1.56, ifiling data | ncluding for continua<br>ate of the prior applic                          | ition-in-part appl                                    | ication        | ation which is material<br>ns, material information<br>or PCT international file                        | n which be                | came              | availa            | ble l        | betwee                 | en the         |                |
| United for pate     | ntor's certificate, or of<br>States of America, lis                       | f any PCT internated below and hat icate, or of any P | ational        | der 35 U.S.C. 119 or 30<br>l application which des<br>o identified below, by<br>ternational application | ignated at checking       | least             | one co<br>x, any  | untr<br>fore | y othe                 | r tha          | n the<br>ation |
|                     |   | <u>P</u>  | <u>Prior F</u> | oreign Application(s)   |                           | N                 | rity<br>ot<br>med |              | Certif<br>Copy F<br>ES |                |                |
| (Numbe              | er)   | (Country)   |                | (Day/Month/Year file  | ed)                       | [                 | 1                 | [            | ]                      | [              | ]              |
| (Numbe              | er)   | (Country)   |                | (Day/Month/Year file  | ed)                       | [                 | ]                 | [            | ]                      | [              | ]              |
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| Full name of sole       |                            |              |
|-------------------------|----------------------------|--------------|
|                         | Henry R. Costantino        |              |
|                         |                            | Date         |
| _                       | 368 Winchester Street      |              |
|                         | 25. 25. 20.461             |              |
| Citizenship             | USA                        | •            |
| _                       | Same as above              |              |
| Full name of second jo  |                            |              |
| inventor, if any        | Joyce M. Hotz              |              |
| Inventor's Signature_C  | Jora M. Hot                | Date 3/15/04 |
|                         | 8219 Pinecoyie Court       |              |
|                         | Cincinnati, OH 45249       |              |
| Citizenship             | USA                        |              |
| Mailing Address         | Same as above              |              |
| Full name of third join | t                          |              |
| inventor, if any        | Edward W. Bobka            |              |
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| Mailing Address         | Same as above              |              |
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| @PFDesktop\::ODMA/MHODN | /A/HBSR05;iManage;431753;1 |              |



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| §1.56, ifiling dapplicate | I acknowledge the of including for continual ate of the prior application.  | ation-in-part ap                               | plication             | is, material inform                  | ation which be            | ecame             | availa   | ble l        | betwe                 | en th  | R.<br>e         |
| United for pate           | I hereby claim foreintor's certificate, or o<br>States of America, lisent or inventor's certification on which priority | f any PCT intersted below and icate, or of any | rnational<br>have als | application which o identified below | designated at by checking | least<br>the bo   | one co   | untr<br>fore | y othe                | er tha | ın the<br>ation |
|                           |   |  | Prior F               | oreign Applicatior                   | <u>(s)</u>                | Pric<br>N<br>Clai |          |              | Certi<br>Copy I<br>ES |        |                 |
| (Numbe                    | er)   | (Country)                                      |                       | (Day/Month/Yea                       | r filed)                  | [                 | ]        | [            | ]                     | [      | ]               |
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| Inventor's Signature_   | Edward W. Bobka  Edward W. Bottke | Date6/9/04 |
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